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July 29, 2021

**VIA EMAIL**

Hon. Michael M. Baylson  
James A. Byrne U.S. Courthouse  
Room 3810, Courtroom 3-A  
601 Market Street  
Philadelphia, PA 19106

**Re: Lontex Corporation v. NIKE, Inc., Case No. 18-cv-5623 (E.D. Pa.)**

Dear Judge Baylson:

The Court's pretrial order (Doc. No. 254) provides: "Depositions not yet taken, for use at trial, for witnesses who may not appear at trial for any reason, shall be noticed by May 30, and taken no later than July 30, preferably by video, unless the witnesses consent to appear 'live'."

Sean Cunningham's trial deposition was noticed for June 17, 2021 by Lontex, but scheduling conflicts between the witness and counsels have resulted in the deposition not being taken. As such, the parties stipulate to the extension of the July 30 trial deposition deadline to August 31, 2021 to permit the Cunningham deposition to proceed in August.

The parties submit this joint letter to request the court confirm this scheduling modification. This letter is submitted with Nike's approval.

Respectfully,

A handwritten signature in blue ink, appearing to read "Ben L. Wagner".

Ben L. Wagner

cc: Counsel of Record (via Email)